

## ORDINANCE NO. 123

AN ORDINANCE ESTABLISHING GRADES, GRADE ELEVATIONS AND CURB LINES ON CERTAIN STREETS AND AVENUES, IN THE CITY OF LODI, CALIFORNIA, AND DEFINING THE TERM "CURB RETURN," DEFINING AND ESTABLISHING THE LOCATION OF GUTTERS, AND REPEALING ALL ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT WITH THIS ORDINANCE.

WHEREAS, the Board of Trustees of the City of Lodi did, on the 18th day of April, A. D. 1921, adopt its Resolution of Intention No. 32, to change, modify, establish and re-establish the grades of certain streets and avenues in said City, and to fix curb lines on certain street and avenues in said City, as more particularly set forth in said Resolution of Intention No. 32; and

Whereas, said Resolution of Intention was published in "The Lodi Sentinel," a tri-weekly newspaper, published and circulated in the said City of Lodi, for four successive insertions, and was posted by the City Clerk for two days conspicuously on or near the Council Chamber Door of said Board of Trustees, all as required by law; and

Whereas, The Superintendent of Streets Bid issue his "Notice of Change of Grade" dated April 18th, A. D. 1921, and posted the same conspicuously on and along the streets and avenues designated in said Resolution of Intention No. 32, which said notice was headed "Notice of Change of Grade," in letters not less than one inch in height, and was published in the aforesaid, "The Lodi Sentinel," for six successive insertions, and that he posted not less than three notices in all, and said notices were not more than one hundred feet apart, all as required by law; and

Whereas, affidavits or proofs of the publication in said "The Lodi Sentinel," of said Resolution of Intention No. 32, and of said "Notice of Change of Grade," have been made, and are now on file in the office of the City Clerk of the City of Lodi; and

Whereas, no protest or objection to said proposed change or modification of grade, was made or filed with the City Clerk of said City, and

Whereas, more than thirty days have elapsed since the first publication of the Notice of the Passage of Resolution of Intention No. 32;

Now Therefore, the Board of Trustees of the City of Lodi, do ordain as follows:

### SECTION 1

On East Elm Street from the West line of Main Street to the Eastern limits of said City, being the West line of Cherokee Lane, at the respective points of intersection of the Northern and Southern curb lines of that portion of Elm Street hereinbefore mentioned as hereinafter fixed and specified, with the hereinafter mentioned lines of intersecting streets, the curb grade and elevation shall be as follows:

With the West line of Main Street, Curb, 48.30.

With the East line of Main Street, Curb, 48.30.

With the West line of Stockton Street, Curb, 49.30.

With the East line of Stockton Street, Curb, 49.30.

With the West line of Cherokee Street, Curb, 50.50.

With the East line of Cherokee Street, Curb, 50.50.

With the West line of Grand Avenue, Curb, 49.80.

With the East line of Grand Avenue, Curb, 49.80.

With the West line of Garfield Street, Curb, 50.80.

With the East line of Garfield Street, Curb, 50.80.

With the West line of Cherokee

Lane, being the Eastern limits of said City, Curb, 51.81.

On Stockton Street from the South line of Lockeford Street to the North line of Lodi Avenue in said City, at the respective points of intersection of the Eastern and Western curb lines of that portion of Stockton Street, hereinbefore mentioned, as hereinafter fixed and specified with the hereinafter mentioned lines of intersecting streets, and at the intermediate points hereinafter mentioned, the curb and elevation shall be as follows:

With the South line of Lockeford Street, Curb, 48.03.

With the North line of Locust Street, Curb, 48.52.

With the South line of Locust Street, Curb, 48.52.

With the North line of Elm Street, Curb, 49.30.

With the South line of Elm Street, Curb, 49.30.

With the North line of Pine Street, Curb, 49.83.

With the South line of Pine Street, Curb, 49.83.

With the North line of Oak Street, Curb, 49.17.

With the South line of Oak Street, Curb, 49.17.

With the North line of Walnut Street, Curb, 48.10.

With the South line of Walnut Street, Curb, 48.10.

With the North Line of Lodi Avenue, Curb, 48.53.

On Church Street from the South line of Lockeford Street to the South line of Sturla Street in said City of Lodi, at the respective points of intersection of the Eastern and Western curb lines of that portion of Church Street hereinbefore mentioned, as hereinafter fixed and specified, with the hereinafter mentioned lines of intersecting streets, the curb grade and elevation shall be as follows:

With the South line of Lockeford Street, Curb, 46.30.

With the North line of Locust Street, Curb, 46.69.

With the South line of Locust Street, Curb, 46.69.

With the North line of Elm Street, Curb, 46.13.

With the South line of Elm Street, Curb, 46.13.

With the North line of Pine Street, Curb, 46.72.

With the South line of Pine Street, Curb, 46.72.

With the North line of Oak Street, Curb, 46.33.

With the South line of Oak Street, Curb, 46.33.

With the North line of Walnut Street, Curb, 47.12.

With the South line of Walnut Street, Curb, 47.12.

With the North line of Lodi Avenue, Curb, 47.69.

With the South line of Lodi Avenue, Curb, 47.69.

With the North line of Chestnut Street, Curb, 46.00.

With the South line of Chestnut Street, Curb, 46.00.

With the North line of Sturla Street, Curb, 45.40.

With the South line of Sturla Street, Curb, 45.40.

On Lockeford Street from the East line of Hutchins Street to the Eastern limits of said City of Lodi, being the West line of Cherokee Lane, at the respective points of intersection of the Northern and Southern curb lines of that portion of Lockeford Street, hereinbefore mentioned, as hereinafter fixed and specified, with the hereinafter mentioned lines of intersecting streets, and at the intermediate points hereinafter mentioned, the curb grade and elevation shall be as follows:

With the East line of Hutchins Street, Curb, 45.22.

With the West line of Pleasant Avenue, Curb, 46.29.

With the East line of Pleasant Avenue, Curb, 46.29.

With the West line of Church Street, Curb, 48.73.

With the East line of Church

Street, Curb, 48.73.

With the West line of School Street, Curb, 48.25.

With the East line of School Street, Curb, 48.25.

With the West line of Sacramento Street, Curb, 49.00.

With the East line of Sacramento Street, Curb, 49.00.

At a point 125 feet East of the East line of Sacramento Street, Curb, 51.20.

At a point 125 feet West of the West line of Main Street, Curb, 51.20.

With the West line of Main Street, Curb, 49.70.

With the East line of Main Street, Curb, 49.70.

With the West line of Stockton Street, Curb, 48.25.

With the East line of Stockton Street, Curb, 48.25.

With the West line of Cherokee Street, Curb, 49.50.

With the East line of Cherokee Street, Curb, 49.50.

With the West line of Cherokee Lane, Curb, 52.40.

On Pleasant Avenue from the South line of Lockeford Street to the North line of Lodi Avenue in said City of Lodi, at the respective points of intersection of the Eastern and Western curb lines of that portion of Pleasant Avenue, hereinbefore mentioned, as hereinafter fixed and specified, with the hereinafter mentioned lines of intersecting streets, the curb grade and elevation shall be as follows:

With the South line of Lockeford Street, Curb, 46.29.

With the North line of Locust Street, Curb, 47.27.

With the South line of Locust Street, Curb, 47.27.

With the North line of Elm Street, Curb, 45.30.

With the South line of Elm Street, Curb, 45.30.

With the North line of Pine Street, Curb, 45.76.

With the South line of Pine Street, Curb, 45.76.

With the North line of Oak Street, Curb, 45.42.

With the South line of Oak Street, Curb, 45.42.

With the North line of Walnut Street, Curb, 46.47.

With the South line of Walnut Street, Curb, 46.47.

With the North line of Lodi Avenue, Curb, 45.74.

The figures above shown are elevations in feet and fractions of feet and such elevations and the grades herein referred to have reference to the height above the "base of levels or elevations" for the City of Lodi, which base is a level plane fifty feet below the center line of a certain aluminum tablet placed in the West wall of the Van Buskirk Building, which building is situated at the Southeast corner of Pine and School Streets in said City of Lodi, and which tablet is marked "U. S. Geological Survey B. M.", and which "base of levels or elevations" was established and determined and is further defined, in and by Sec. 5 of Ordinance No. 67 of said City of Lodi.

The grade of the respective curbs on each side of said Church Street, and on each side of said portion of Elm, Stockton, and Lockeford Streets and Pleasant Avenue, shall be uniform between consecutive points at which elevations are, or are to be, fixed, as above mentioned.

Curb grades have reference to the elevations of the top of curb at its outer line, assuming the curb to have sharp corners.

### SECTION 2.

Curb lines are hereby fixed and established as hereinafter set forth, and the elevations and grades above specified have reference to the elevation and grade of curbs upon the lines so fixed.

On Elm Street from the East curb line of Main Street to the West curb line of Garfield Street, in said City, the Northernly and Southernly curb lines are hereby fixed and shall be distant respectively fifteen (15) feet

from the Northerly and Southerly division lines between said street and the blocks or lots abutting respectively thereon; and from the East Curb line of Garfield Street to the Eastern limits of said City, being the West line of Cherokee Lane, the Northerly Curb line is hereby fixed and shall be a straight line connecting a point on the East line of Garfield Street with a point on the West line of Cherokee Lane, such points being distant, respectively, fifteen (15) feet from the North line of said Elm Street; and, the Southerly curb line of said Elm Street is hereby fixed, and shall be, a straight line connecting a point on the East curb line of Garfield Street, with a point on the West line of Cherokee Lane, such points being distant, respectively, fifteen (15) feet from the South line of said Elm Street.

On Stockton Street from the South curb line of Lockeford Street to the North curb line of Lodi Avenue, in said City, the Easterly and Westerly curb lines are hereby fixed and shall be distant, respectively, fifteen (15) feet from the Easterly and Westerly division lines between said street and the blocks and lots abutting respectively thereon.

Church Street from the South curb line of Lockeford Street to the South curb line of Sturla Street, in said City, the Easterly and Westerly curb lines are hereby fixed and shall be distant respectively fifteen (15) feet from the Easterly and Westerly division lines between said street and the blocks or lots abutting respectively thereon.

On Lockeford Street from the East curb line of Pleasant Avenue to the West curb line of Sacramento Street,

in said City, the Northerly and Southerly curb lines are hereby fixed and shall be distant, respectively, thirteen and one-half (13½) feet from the Northerly and Southerly division lines between said street and the blocks or lots abutting respectively thereon; and from the East curb line of Sacramento Street to the Eastern Limits of said City, being the West line of Cherokee Lane, the Northerly and Southerly curb lines are hereby fixed and shall be distant, respectively, fifteen (15) feet from the Northerly and Southerly division lines between said street and the blocks and lots abutting respectively thereon.

On Pleasant Avenue from the South curb line of Lockeford Street to the North curb line of Lodi Avenue, in said City, the Easterly and Westerly curb lines are hereby fixed and shall be distant, respectively, ten (10) feet from the Easterly and Westerly division lines between said street and the blocks or lots abutting respectively thereon.

Upon street crossings and opposite streets, the intersecting curbs at the terminations of intersecting longation and curb shall constitute street corners shall be prolonged and be connected on a curve having a radius of eight (8) feet, with radial center lying between the curb line and such division lines, and such provide the curb return.

Where a curb line herein is established at a certain distance from a division line between a street and the lots and blocks abutting thereon, such distance is to be taken on the side of such division line towards the center of the street.

#### SECTION 3.

A curb return is hereby defined to be that portion of a curb which ex-

tends around a street corner and connects the curb on one street with the nearest adjacent curb in an intersecting street. Where an elevation is established as above at the Intersection of the curb line with a street line, being one end of such a curb return such elevation shall be the elevation for the other end of the curb return at the intersection of the side line of the street with the curb line of the intersecting street, and such elevation shall also prevail throughout the curb return.

#### SECTION 4.

Gutters shall be adjacent to and on the roadway side of the curb, excepting across alleys, where they will be produced across the alleys.

#### SECTION 5.

All Ordinances, or parts of Ordinances, in conflict with the provisions herein are hereby repealed.

#### SECTION 6.

This Ordinance shall be published in "The Lodi Sentinel," a tri-weekly newspaper published and circulated in said City of Lodi, and shall take effect and be in force from and after its passage and publication.

J. S. MONTGOMERY,

President of the Board of Trustees.

I hereby certify that the foregoing Ordinance No. 123 was regularly introduced for passage at a regular meeting of the Board of Trustees of the City of Lodi, held on the 18th day of July, A. D. 1921, and was there, after duly passed and adopted on the 25th day of July, A. D. 1921, by the following vote:

Ayes—Crose, Rich, Montgomery.

Noes—None.

Absent—Hale, Hickok.

J. F. BLAKELY,

City Clerk